

Message Text

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ACTION EUR-12

INFO OCT-01 NEA-10 IO-13 ISO-00 CIAE-00 DODE-00
NSAE-00 NSCE-00 SSO-00 INRE-00 PM-05 H-01 INR-10
L-03 PA-01 SP-02 SS-15 HA-05 /078 W
-----001705 131830Z /43

O 131815Z JUL 78
FM AMEMBASSY MOSCOW
TO SECSTATE WASHDC IMMEDIATE 4324
INFO USMISSION GENEVA IMMEDIATE
AMEMBASSY BELGRADE
AMEMBASSY BERLIN
AMEMBASSY BUCHAREST
AMEMBASSY BUDAPEST
AMCONSUL LENINGRAD
AMEMBASSY LONDON
USDEL MBFR VIENNA
AMCONSUL MUNICH
AMEMBASSY PARIS
AMEMBASSY PRAGUE
AMEMBASSY SOFIA
AMEMBASSY TEL AVIV
USMISSION USNATO
USMISSION USUN NEW YORK
AMEMBASSY WARSAW
USICA WASHDC

C O N F I D E N T I A L MOSCOW 16419

GENEVA FOR AMBASSADOR TOON

E.O. 11652: GDS
TAGS: PINT, SHUM, UR
SUBJECT: SHCHARANSKIY TRIAL: PROSECUTION RESTS CASE

1. PROSECUTION ASKS 15 YEARS. PROSECUTION RESTED
CASE JULY 13, REQUESTING FIFTEEN YEAR SENTENCE,
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FIRST THREE OF WHICH TO BE SPENT IN PRISON. REFUSENIKS
TELL US THAT THIS IS MAXIMUM PROVIDED UNDER LAW,
UNLESS DEATH SENTENCE DEMANDED. SHCHARANSKIY HAS
COMPLETED HIS DEFENSE STATEMENT. SESSION WILL OPEN
TOMORROW AT 10:00 A.M. WITH SHCHARANSKIY'S FINAL WORD.
JUDGE AND TWO PEOPLE'S ASSESSORS WILL THEN ADJOURN
TO CONSIDER SENTENCE, WHICH WE EXPECT BY LATE

AFTERNOON.

2. PROSECUTION AND DEFENSE CASES. PRIMARY PROSECUTION DOCUMENT, ACCORDING TO LEONID, WAS QUESTIONNAIRE WHICH PROSECUTOR ALLEGED HAD BEEN TRANSMITTED BY CIA TO SHCHARANSKIY VIA U.S. EMBASSY DIPLOMATIC POUCH. NO ALLEGATIONS ABOUT SPECIFIC EMBOFFS WERE MADE AND NO SPECIFICS ABOUT ALLEGED TRANSMISSION WERE GIVEN. REVERSE SIDE OF QUESTIONNAIRE CONTAINED LETTER PURPORTEDLY FROM WIFE OF VITALIY RUBIN WITH INSTRUCTIONS ON HOW TO USE QUESTIONNAIRE. IN DEFENSE STATEMENT, SHCHARANSKIY SAID HE SAW QUESTIONNAIRE FOR FIRST TIME ONLY DURING INTERROGATION AFTER HIS ARREST.

3. PROSECUTION CASE ALSO BUILT ON LIST OF "SECRET" MILITARY INSTALLATIONS WHICH HAD SUPPOSEDLY BEEN GIVEN TO A TYPIST BY SHCHARANSKIY. SHCHARANSKIY RETORTED THAT LIST HAD IN FACT BEEN GIVEN TO TYPIST BY LIPAVSKY.

4. FURTHER ALLEGATIONS BY PROSECUTION INVOLVED LETTER ALLEGEDLY BROUGHT TO SHCHARANSKIY BY SENATOR BROOKE. LETTER SUPPOSEDLY SUPPORTED JACKSON AMENDMENT AND BROOKE ALLEGEDLY ASKED SHCHARANSKIY TO GATHER SIGNATURES OF SOVIET JEWS. CONFIDENTIAL

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SHCHARANSKIY REPLIED THAT HE HAD WRITTEN THE LETTER PERSONALLY. PROSECUTION MATERIALS INCLUDED NUMEROUS OTHER LETTERS AND PETITIONS SIGNED BY SOVIET JEWS. GENERAL EFFORT WAS TO SHOW THAT THOSE MATERIALS DAMAGED SOVIET UNION IN ONE WAY OR ANOTHER AND THAT SHCHARANSKIY HAD PLAYED CENTRAL ROLE IN PRODUCING THEM.

5. ATMOSPHERE. ATMOSPHERE INSIDE COURTROOM DETERIORATED BADLY, ACCORDING TO LEONID, WITH SPECTATORS HECKLING ANATOLIY WITH CRIES OF "RASCAL" AND "CRIMINAL." ATMOSPHERE ON STREET REMAINED CORRECT, ALTHOUGH UNIFORMED MILITIA FORCE WAS SUBSTANTIALLY INCREASED AS SESSION CLOSED. A FEW REFUSENIKS REACTED WITH SOME EMOTION TO NEWS OF DEMAND FOR FIFTEEN YEAR SENTENCE. ONE WOMAN STARTED TO GET INTO HARSH EXCHANGE WITH SECURITY PERSONNEL, BUT WAS QUICKLY MOVED AWAY BY CALMER FRIENDS.

6. SUPPORTERS. CROWD OF SUPPORTERS GRADUALLY INCREASED AND BY 6:00 P.M. END OF SESSION WAS LARGEST PRESENT AT THIS TRIAL -- ABOUT SEVENTY. SHCHARANSKIY'S MOTHER

REMAINED OUTSIDE ALL DAY.

7. WESTERN PRESENCE. ABOUT TEN WESTERN CORRESPONDENTS WERE ON SCENE AT 6:00 P.M. CANADIAN AND U.S. EMBOFFS WERE ONLY TWO DIPLOMATS PRESENT.

8. POSSIBLE TV TOMORROW. ONE REFUSENIK NOTED THAT TV CAMERAS WERE BEING MOVED IN AT END OF DAY AND SPECULATED THAT TOMORROW'S SESSION WILL BE FILMED, POSSIBLY FOR LATER USE ON TV.
MATLOCK

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Message Attributes

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